

Docket No.: 62807-154

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Application of  
Hitohiko EMORI, et al.

Application No.: 10/780,685

Filed: February 19, 2004

: Customer Number: 20277

: Confirmation Number: 2001

: Group Art Unit: 2838

: Examiner: P. F. Tibbits

For: POWER SUPPLY UNIT, DISTRIBUTED POWER SUPPLY SYSTEM AND ELECTRIC  
VEHICLE LOADED THEREWITH

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING  
REJECTION OVER PRIOR PATENTS**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The owner, Hitachi, Ltd. of one-hundred percent interest in the instant Application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant Application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§154 to 156 and 173, as presently shortened by any terminal disclaimer, of Prior Patents 6,680,600 and 6,747,438. The owner hereby agrees that any patent so granted on the instant Application shall be enforceable only for and during such period that it and the Prior Patents are commonly owned. This agreement runs with any patent granted on the instant Application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant Application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§154 to 156 and 173 of either of the Prior Patents, as presently shortened by any terminal disclaimer, in the event that either Prior Patent later: expires

**Application No.: 10/780,685**

for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

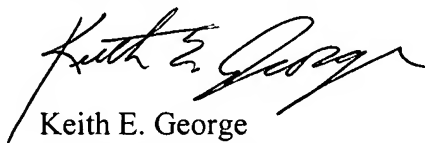
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

The undersigned is an attorney of record and therefore the certification under 37 § C.F.R. 3.73(b) is not required.

Please charge the \$130.00 Disclaimer fee to Deposit Account Number 500417.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

  
Keith E. George  
Registration No. 34,111

600 13<sup>th</sup> Street, N.W.  
Washington, DC 20005-3096  
Phone: 202.756.8000 KEG:apr  
Facsimile: 202.756.8087  
**Date: December 17, 2004**

**Please recognize our Customer No. 20277  
as our correspondence address.**